## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS GALVESTON DIVISION

## **ORDER**

Before the Court is the Report and Recommendation of the United States Magistrate Judge that was entered on June 21, 2006. Petitioner has filed his Objections to the Report and Recommendation in a timely manner.

Having given this matter *de novo* review under 28 U.S.C. § 636(b)(1)(C), this Court finds that the Report and Recommendation is correct and it is, therefore, **ACCEPTED** by this Court in its entirety and incorporated by reference herein.

Accordingly, it is **ORDERED** that the Petition for a Writ of Habeas Corpus of Josh Stubblefield, Jr. (Instrument No. 1) is **DISMISSED**.

**DONE** at Galveston, Texas this 19<sup>th</sup> day of July, 2006.

Samuel B. Kent

United States District Judge